

Message Text

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61

ORIGIN COME-00

INFO OCT-01 EUR-25 IO-14 ISO-00 EB-11 STR-08 AGR-20 CEA-02

CIAE-00 DODE-00 FRB-02 H-03 INR-10 INT-08 L-03 LAB-06

NSAE-00 NSC-10 PA-04 RSC-01 AID-20 CIEP-02 SS-20

TAR-02 TRSE-00 USIA-15 PRS-01 SPC-03 OMB-01 /192 R

66610

DRAFTED BY: TND:OITP:BAMARSH

APPROVED BY: EB/OCA/REP-LHPOMEROY

TND:OITP:DBROHR

STATE: EB/TA:WADAMS

EUR/RPE:RMEIMA

EB/TA:JHOLMES

TREAS: HMCFADDEN (SUBS)

STR:DWHITNACK (SUBS)

DISTRIBUTION: NONE INDICATED

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R 042216Z DEC 73

FM SECSTATE WASHDC

TO AMEMBASSY BONN

AMEMBASSY BRUSSELS

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AMEMBASSY DUBLIN

AMEMBASSY LONDON

AMEMBASSY LUXEMBOURG

AMEMBASSY PARIS

AMEMBASSY ROME

AMEMBASSY THE HAGUE

INFO USMISSION EC BRUSSELS

USMISSION GENEVA

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E.O. 11652: N/A

TAGS: ETRD, EC

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SUBJ: EC TARIFF RECLASSIFICATION - SEMICONDUCTORS

REF: A. EC BRUSSELS 6809
B. STATE 219880
C. GENEVA 1500, APRIL 23, 1971

1. POSTS REQUESTED APPROACH APPROPRIATE HOST GOVERNMENT OFFICIALS TO INFORM THEM OF LATEST DEMARCHE TO EC COMMISSION CONCERNING RECTIFICATION OF DISCREPANCY IN GATT SCHEDULE XL RESULTING FROM RECLASSIFICATION OF CERTAIN SEMICONDUCTOR ELEMENTS IN CXT (REF B).

2. USEC HAS SENT ADDRESSEE POSTS BY AIRGRAM COPIES OF NOTE AND LEGAL MEMORANDUM DELIVERED TO EC COMMISSION NOVEMBER 21 (REF A). THESE DOCUMENTS CONTAIN (A) HISTORY OF PROBLEM, (B) LEGAL BASIS OF U.S. CLAIM AND (C) SOLUTIONS ACCEPTABLE TO U.S.

3. POSTS SHOULD DRAW ON THESE DOCUMENTS AND MAKE THE FOLLOWING POINTS: (A) NOTE THAT \$10-12 MILLION U.S. TRADE IS BEING AFFECTED ANNUALLY, THAT OUR FIRST DEMARCHE ON THIS PROBLEMS WAS MADE OVER 15 MONTHS AGO AND THAT NO SATISFACTORY RESPONSE HAS BEEN RECEIVED FROM THE COMMISSION; (B) SUMMARIZE U.S. LEGAL POSITION AND LEAVE COPIES OF MEMORANDUM WITH HOST GOVERNMENT OFFICIAL; (C) STATE THAT U.S. BELIEVES IT HAS STRONG LEGAL POSITION AND CANNOT UNDERSTAND EC FAILURE TO COMPLY WITH ITS OWN PROCEDURAL SOLUTION FOR RECTIFICATION PROBLEMS (REF C); (D) SOLICIT ASSISTANCE OF HOST GOVERNMENT POINTING OUT THAT EC COMMISSION OFFICIAL INDICATED THAT RECOMMENDATION OF MEMBER STATE EXPERTS IS IMPORTANT IN THE CONTEXT OF COMMISSION ACTION THIS PROBLEM.

4. POSTS SHOULD BEAR IN MIND CONFIDENTIAL ADVICE (REF A) THAT THE EC COMMISSION MAY PLACE THIS ISSUE ON THE JANUARY AGENDA OF THE 113 COMMITTEE.

5. USEC MAY WISH TO INFORM APPROPRIATE EC COMMISSION OFFICIALS OF THIS ACTION. KISSINGER

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Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: CUSTOMS DUTIES, SEMICONDUCTOR DEVICES, TRADE CONTROLS
Control Number: n/a
Copy: SINGLE
Draft Date: 04 DEC 1973
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: morefirh
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1973STATE237389
Document Source: CORE
Document Unique ID: 00
Drafter: TND:OITP:BAMARSH
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Film Number: n/a
From: STATE
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1973/newtext/t19731245/aaaabhhe.tel
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Office: ORIGIN COME
Original Classification: LIMITED OFFICIAL USE
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 2
Previous Channel Indicators:
Previous Classification: LIMITED OFFICIAL USE
Previous Handling Restrictions: n/a
Reference: A. EC BRUSSELS 6809
Review Action: RELEASED, APPROVED
Review Authority: morefirh
Review Comment: n/a
Review Content Flags:
Review Date: 01 AUG 2001
Review Event:
Review Exemptions: n/a
Review History: RELEASED <01-Aug-2001 by worrelsw>; APPROVED <20-Sep-2001 by morefirh>
Review Markings:

Declassified/Released
US Department of State
EO Systematic Review
30 JUN 2005

Review Media Identifier:
Review Referrals: n/a
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Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
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TAGS: ETRD, EC
To: BONN MULTIPLE
Type: TE
Markings: Declassified/Released US Department of State EO Systematic Review 30 JUN 2005